

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

IN RE GENERAL ELECTRIC COMPANY
ERISA LITIGATION

No. 06-CV-315
(GLS/DRH)
(Lead Case)

**NOTICE OF DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT ON PLAINTIFFS'
CLAIMS UNDER ERISA SECTION 502(a)(2)**

MOTION BY: General Electric Company, GE Asset Management Incorporated, and the following 70 Individual Defendants:¹
Ameen, Philip D.; Beckmann, Barbara A.; Bolton, Eugene K.; Brown, Christopher D.; Carlson, David B.; Caruso, Lawrence S.; Cary, William H.; Cash, Jr., James I.; Castell, William M.; Chang, Alfredo; Colonna, Paul; Conaty, William J.; Conway, Tom; Cook, L. G.; Cosgrove, Michael J.; Dammerman, Dennis D.; Delaney, Mark; Fitzsimons, Shane; Fresco, Paolo; Fudge, Ann M.; Gonzalez, Claudio X.; Gorman, M. J.; Gould, Eric H.; Harris, Wiley L.; Healey, William M.; Herlihy, Robert; Hopkinson, Brian; Immelt, Jeffrey R.; Janki, Daniel; Jung, Andrea; Karlic, Kathryn D.; Krakowiak, Mark; Krenicki, Jr., John; Lafley, Alan G.; Lane, Robert W.; Langone, Kenneth G.; LaPorta, Jeanne M.; Larsen, Ralph S.; Layman, Ralph R.; Lazarus, Rochelle B.; Leonard, T.F.; Lewis, Alan M.; Lucas, William J.; MacDougall, Robert A.; Malone, Edward H.; McNealy, Scott G.; Meyer, Lee; Michelson, Gertrude G.; Myers, John H.; Nunn, Sam; Passmore, Jonathan L.; Penske, Roger S.; Peters, Susan P.; Pressman, Ronald R.; Rhodes, Frank H. T.; Rogers, Gary, L.; Rowe, Allan O.; Samuels, John M.; Saperstein, Marc J.; Sherin, Keith S.; Sigler, Andrew C.; Studer, Judith A.; Swieringa, Robert J.; Torey, Donald W.; Wald, J.; Walker, John J.; Warner, Douglas A.; Wehner, Diane M.; Welch, John F.; and Wright, Robert C.

¹ Those individual defendants who have not been served and do not join this motion are Silas S. Cathcart (deceased), Lawrence R. Johnston, John D. Lockton (deceased), and Robert E. Pfenning (deceased).

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| DATE, TIME, AND PLACE: | Date and Time: May 17, 2007, 9:00 a.m. 509 James T. Foley United States Courthouse 445 Broadway Albany, NY 12207-2936 |
| SUPPORTING PAPERS: | Declaration of Thomas A. Conway Statement of Material Facts Memorandum of Law |
| RELIEF SOUGHT: | Judgment as a Matter of Law under Federal Rule of Civil Procedure 56 insofar as Plaintiffs seek relief under ERISA Section 502(a)(2). |

Dated: April 13, 2007

DREYER BOYAJIAN LLP

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of April, 2007, I caused to be electronically filed the foregoing Notice of Motion and all supporting Papers referenced therein with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following:

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Dated: April 13, 2007

/s/ CHRISTIAN J. PISTILLI